

UNITED STATES PATENT AND TRADEMARK OFFICE

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OBLON, SPIVAK, McCLELLAND MAIER & NEUSTADT, P.C. FOUTH FLOOR 1755 JEFFERSON DAVIS HIGHWAY ARLINGTON, VA 22202

In re Application of

Kammerer et al Serial No. 09/873,571

Filed: June 4, 2001

For: Surgical Instrument and Method For: Treating Female Urinary Incontinence :

PETITION DECISION WITHDRAWAL FROM ISSUE UNDER 37CFR 1.313(b)(3)

This is in response to applicants' Petition mailed on August 9, 2002 to have the above-identified application withdrawn from issue under the provisions of 37 CFR 1.313(b)(3).

The application is being withdrawn to permit reopening of prosecution due to unpatentability of one or more claims. See 37CFR 1.313(b)(3).

The issue fee is refundable upon written request. If, however, the application is again found allowable, the issue fee can be applied toward payment of the issue fee in the amount identified on the new Notice of Allowance and Issue Fee Due upon written request. This request and any balance due must be received on or before the due date noted in the new Notice of Allowance in order to prevent abandonment of the application.

Telephone inquiries should be directed to John E. Kittle at (703) 308-0873.

The above-identified application is being forwarded to the examiner for prompt appropriate action, including notifying applicant of the new status of this application.

ohn E. Kittle

Director

Technology Center 3700/2900